

06/13/01
11064 U.S. PTO

06-14-01

A

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 27611/37477

11000 U.S. PTO
09/880417
06/13/01

CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

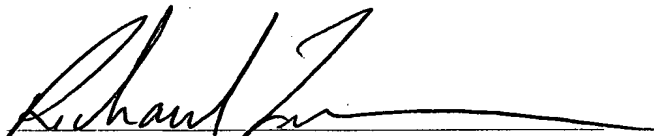
- ☐ continuation application.
☒ divisional application.

1. Particulars of Prior Application

Application Serial No: 09/493,527
Filed on: January 28, 2000
Title: p53 INHIBITORS AND THERAPEUTIC USE OF THE SAME
Art Unit: 1614
Examiner: J. Goldberg
Prior Docket No.: 27611/35214A

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **June 13, 2001**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM578444062US.


Richard Zimmermann

2. This request is filed by:

1. Full Name of Inventor	Family Name Gudkov	First Given Name Andrei	Second Given Name V.
Residence & Citizenship	City Glencoe	State or Foreign Country Illinois	Country of Citizenship United States of America
Post Office Address	Post Office Address 700 Sunset Lane	City Glencoe	State & Zip Code/Country Illinois 60022
2. Full Name of Inventor	Family Name Komarov	First Given Name Pavel	Second Given Name G.
Residence & Citizenship	City Oak Park	State or Foreign Country Illinois	Country of Citizenship Russia
Post Office Address	Post Office Address 1024 Home Avenue	City Oak Park	State & Zip Code/Country Illinois
3. Full Name of Inventor	Family Name Komarova	First Given Name Elena	Second Given Name A.
Residence & Citizenship	City Oak Park	State or Foreign Country Illinois	Country of Citizenship Russia
Post Office Address	Post Office Address 1024 Home Avenue	City Oak Park	State & Zip Code/Country Illinois

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. **Amendments**

- ☐ Amend the specification by inserting before the first line the sentence:
--This is a ____ of U.S. application Serial No. ___, filed ____.--
- ☐ Cancel claims __ in the prior application before calculating the filing fee.
- ☒ A Preliminary Amendment is enclosed.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. **Copy of Prior Application**

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. **Incorporation By Reference**

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☐ Priority of application No. _____, filed on _____ in _____ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. _____.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to The Board of Trustees of the University of Illinois, and has been recorded at Reel No. 10751, Frame No. 0996.

8. **Small Entity Status**

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. **Application to Be Published**

- ☒ Yes.
- ☐ No: A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is attached.

10. **Fee Calculation**

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$355.00		\$710.00
TOTAL	44 -20	= 24	X 9 =	\$216.00	X 18 =	\$
INDEP.	13 - 3	= 10	X 40 =	\$400.00	X 80 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 135 =	\$	+ 270 =	\$
Filing Fee:				\$971.00	OR	\$

11. **Method of Payment of Fees**

- ☒ Attached is a check in the amount of: \$971.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ _____
A copy of this Transmittal is enclosed.

12. **Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

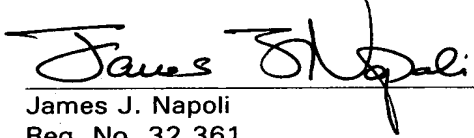
13. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300
(312) 474-0448 (Telefacsimile)

By:


James J. Napoli
Reg. No. 32,361

June 13, 2001

New Patent Application for:

Andrei V. Gudkov
Pavel G. Komarov
Elena A. Komarova

For: p53 INHIBITORS AND THERAPEUTIC USE OF THE SAME

Mailing Certification for:

Patent application with executed
Declaration and Small Entity Statements

Attorney Docket No.


27611/35214A

"EXPRESS MAIL" mailing label No. EM362732525US

Date of Deposit:

January 28, 2000

I hereby certify that this paper (or fee) is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C., 20231.


Richard Zimmermann

2000 JAN 28 10 20 AM

EM362732525US

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 27611/35214A

PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. 1.53

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231



Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Andrei V. Gudkov, Pavel G. Komarov, and Elena A. Komarova

Title: p53 INHIBITORS AND THERAPEUTIC USE OF THE SAME

1. Type of Application

- ☒ This is a new application for a
- ☒ utility patent.
- ☐ design patent.
- ☐ This is a continuation-in-part application of prior application no.

2. Application Papers Enclosed

- 1 Title Page
- 56 Pages of Specification (excluding Claims, Abstract, Drawings & Sequence Listing)
- 16 Page(s) of Claims
- 1 Page(s) of Abstract
- 13 Sheet(s) of Drawings (Figs. 1 to 15)
- ☐ Formal
- ☒ Informal
- 0 Page(s) of Sequence Listing

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Patent Application Transmittal and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **January 28, 2000**, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM362732525US.


Richard Zimmermann

3. Declaration or Oath

- ☐ Enclosed
 - ☐ Executed by (check all applicable boxes)
 - ☐ Inventor(s)
 - ☐ Legal representative of inventor(s)
(37 CFR 1.42 or 1.43)
 - ☐ Joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached
 - ☐ The petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 are enclosed. See Item 5D below for fee.
- ☒ Not enclosed - the undersigned attorney or agent is authorized to file this application on behalf of the applicant(s). An executed declaration will follow.

4. Additional Papers Enclosed

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement
- ☐ Declaration of Biological Deposit
- ☐ Computer readable copy of sequence listing containing nucleotide and/or amino acid sequence
- ☐ Microfiche computer program
- ☒ Verified statement(s) claiming small entity status under 37 CFR 1.9 and 1.27
- ☐ Associate Power of Attorney
- ☐ Verified translation of a non-English patent application
- ☐ An assignment of the invention
- ☒ Return receipt postcard
- ☐ Other

5. **Priority Applications Under 35 USC 119**

Certified copies of applications from which priority under 35 USC 119 is claimed are listed below and

☐ are attached.

☐ will follow.

COUNTRY	APPLICATION NO.	FILED

6. **Filing Fee Calculation (37 CFR 1.16)**

A. ☒ **Utility Application**

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$345.00		\$690.00
TOTAL	45 -20	= 25	X 9 =	\$225.00	X 18 =	\$
INDEP.	13 - 3	= 10	X 39 =	\$390.00	X 78 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 130 =	\$	+ 260 =	\$
Filing Fee:				\$960.00	OR	\$

B. ☐ **Design Application (\$155.00/\$310.00)** Filing Fee: \$ _____

C. ☐ **Plant Application (\$240.00/\$480.00)** Filing Fee: \$ _____

D. **Other Fees**

☐ Recording Assignment [Fee -- \$40.00 per assignment] \$ _____

☐ Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached [Fee -- \$130.00] \$ _____

☐ Other \$ _____

Total Fees Enclosed \$960.00

7. Method of Payment of Fees

- ☒ Enclosed check in the amount of: \$960.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$_____
A copy of this Transmittal is enclosed.
- ☐ Not enclosed

8. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 or under other applicable rules (except payment of issue fees), to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

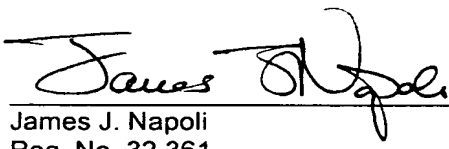
Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Please direct all future communications to James J. Napoli, at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300
(312) 474-0448 (Telefacsimile)

By: _____


James J. Napoli
Reg. No. 32,361

January 28, 2000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):)
ANDREI V. GUDKOV ET AL.) Title: p53 INHIBITORS AND
Serial No. 09/493,527) THERAPEUTIC USE OF THE SAME
Filed: January 28, 2000)

TRANSMITTAL OF EXECUTED DECLARATION

***Assistant Commissioner for Patents
Washington, D.C. 20231***

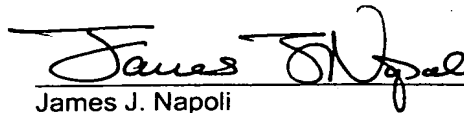
Attention: BOX MISSING PART

Sir:

Submitted herewith is an executed Declaration for filing in the above-identified application, in response to the Notice to File Missing Parts issued by the Patent and Trademark Office on March 27, 2000.

CERTIFICATE OF MAILING (37 CFR 1.8)

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service as first class mail, postage prepaid, on April 6, 2000, in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.


James J. Napoli

Also enclosed is a copy of the Notice together with our check in the amount of \$130.00 in payment of the fee.

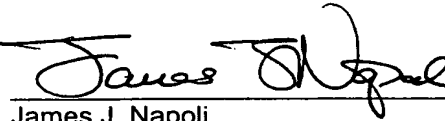
The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 13-2855. A copy of this request is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300

By:



James J. Napoli
Reg. No. 32,361

April 6, 2000